



DEPARTMENT OF THE AIR FORCE
HEADQUARTERS AIR FORCE MATERIEL COMMAND
WRIGHT-PATTERSON AIR FORCE BASE OHIO

Policy Memo 2003-PK-004

MEMORANDUM FOR SEE DISTRIBUTION

12 MAY 2003

FROM: HQ AFMC/PK
4375 Chidlaw Road, Room S208
Wright-Patterson AFB OH 45433-5006

SUBJECT: FAR Clause 52.211-15, Defense Priority and Allocation Requirements, in Full Text

1. FAR Clause 11.604, Solicitation Provision and Contract Clause, requires contracting officers to insert FAR Clause 52.211-15, Defense Priority and Allocation Requirements, in contracts that are rated orders. Previously, we satisfied this requirement by incorporating FAR Clause 52.211-15 by reference. However, based upon a recent request from the Department of Commerce, we will make the necessary changes to our contract writing systems to insert FAR Clause 52.211-15 in full text.
2. Our current environment requires our contractors to fully understand the ramifications of accepting, rejecting, and performing a rated order. The most current and applicable regulation concerning rated orders, 15 CFR 700.12, obliges a contractor to accept or reject the order upon receipt. If a contractor, for example, cannot perform by the specified need date, they are compelled to reject the order. Unfortunately, some contractors accept orders without having read the requirements of 15 CFR 700 because the clause that requires them to follow those requirements is not explicitly visible in the order. Consequently, some contractors may not be able to perform, adversely impacting our warfighter readiness.
3. FAR Clause 52.211-15 is a one statement clause which states, *"This is a rated order certified for national defense use, and you are required to follow all the provisions of the Defense Priorities and Allocations System regulation (15 CFR 700)."* A full-text clause will help ensure that contractors are aware of their responsibilities in accepting or rejecting a rated order.
4. If you have any questions, please contact me or have your staff contact my action officer for this policy, Major Raymond L. Reyes, DSN 986-0911, e-mail raymond.reyes@wpafb.af.mil.

JEFFREY P. PARSONS
Colonel, USAF
Director of Contracting

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